

Worker's Compensation Division
Addendum to
Proposals from Legislators and Public

Subject	Proposal	Requestor	Source/Date	Council Meeting
15%/\$15,000 Cap for employer safety violations	<p>Increase the \$15,000, the 15% percent, or both, because the law has not been changed in 20 years.</p> <p>Ms. Burch submitted written testimony through her attorney because she was unable to appear. To summarize, she said that she has a serious disabling injury to her leg. Her temporary disability was \$1800; her PPD was \$2760. The total is \$4560. The 15% safety violation would only be \$684. Attorneys say this is not even worth their time. She was off 2.5 months during which she had increased expenses directly related to her injury that went uncompensated. She still had to pay for medical and dental insurance. She had to pay for a babysitter while in the hospital. She had to pay for a taxi to buy groceries. She said she believes in protecting companies from petty lawsuits but employees need a safe working environment.</p>	Attorney Helen Schott for Ms. Kris Burch	Letter, January 31, 2001	Feb 28, 2001
Penalty Collection	<ul style="list-style-type: none"> • Improper Direction of WC Claims to Group Health Carriers. Any insurer that attempts to improperly direct a worker's compensation claim to another health carrier for payment shall be penalized \$xxxx. • Refusal to Pay. If after proper notification by the department an insurer or self-insured employer refuses to pay a provider the amount determined by the department in the necessity of treatment dispute resolution process, the department shall take all actions necessary, including the filing of an action in circuit court, to recover the amount due the provider. <p>OR</p> <ul style="list-style-type: none"> • An insurer or self-insured employer that refuses to pay a provider after having been properly notified by the department shall pay a penalty of \$xxxx in addition to the interest specified under s. DWD 80.73(5)(b). <p><i>Comment. DWD 80.73(5)(b) provides for a simple interest credit.</i></p>	State Medical Society Wis. Chiropractic Association	Feb 9, 2001	Feb 28, 2001